

THE HON'BLE SRI JUSTICE SANJAY KUMAR

WRIT PETITION No.5989 of 2019

ORDER:

The prayer of the petitioners in this case reads as under:

'For the reasons stated in the accompanying affidavit, it is prayed that this Hon'ble Court may be pleased to issue any appropriate Writ, Order or direction more in the nature of Writ of Mandamus directing the Respondent No.2 herein to dispose of the Revision Petition No.F2/1672/2017 filed by the petitioners under Section 9 of Telangana Rights in Land and Pattadar Pass Books Act 1971 which was filed for rectification of wrong entries made in the Record of Rights Form1 and also in the pahanies maintained from 2002-2003 till date in respect of the land in Sy.No.98 situated at Kudakuda village, Chivemula Mandal, Suryapet District (erstwhile Nalgonda District) within 4 weeks from the date of the order by duly declaring the action of the Respondent No.2 in not disposing the statutory revision i.e. Revision Petition No.F2/1672/2017 filed by the petitioners under Section 9 of Telangana Rights in Land and Pattadar Pass Books Act 1971 is nothing but illegal, unjustified and contrary to the true intent of Section 9 of the Telananga Rights in Land and Pattadar Pass Books Acgt 1971 and pass such further or other orders as the Hon'ble Court may deem fit and proper in the circumstances of the case.'

In the light of the order proposed to be passed by this Court without going into the merits of the matter, it would not be necessary to put respondents 4 to 9 on notice or afford them an opportunity of hearing at this stage.

It is clear from the record that the petitioners preferred a revision under Section 9 of the Telangana Rights in Land and Pattadar Pass Books Act, 1971, which was taken on file by the Joint Collector, Suryapet, as revision petition No.F2/1672/2017. The grievance of the petitioners is that the said revision is kept pending till now.

It is not open to a statutory quasi-judicial authority to render the remedy provided to a party under the statute superfluous by unnecessarily protracting the same. Valuable property rights of the parties would be at stake and the very purpose of providing a hierarchy of statutory remedies would be lost if the quasi-judicial authority concerned is not prompt in dealing with such cases.

The writ petition is accordingly disposed of directing the Joint Collector, Suryapet, to consider the petitioners' revision petition bearing No.F2/1672/2017 on its own merits and dispose of the same in accordance with law after giving due opportunity of hearing to all parties concerned. This exercise shall be completed expeditiously and in any event, not later than three months from the date of receipt of a copy of this order, be it from whatever source.

Pending miscellaneous petitions, if any, shall stand closed in the light of this final order. No order as to costs.

JUSTICE SANJAY KUMAR

Date:22.03.2019

GJ